



FAIR POLITICAL PRACTICES COMMISSION

428 J Street • Suite 620 • Sacramento, CA 95814-2329

(916) 322-5660 • Fax (916) 322-0886

February 1, 2012

✓ Mr. Ric Magdaug

REDACTED

RE: **Warning Letter**
FPPC No. 10/747, Ric Magdaug

Dear Mr. Magdaug:

The Fair Political Practices Commission ("Commission") enforces the provisions of the Political Reform Act (the "Act") found in Government Code Section 81000, and following. As you are aware, the Commission received a referral from the City of Los Alamitos, for your failure to file a 2009 annual Statement of Economic Interest ("SEI") in connection with your position as a member of the Parks, Recreation and Cultural Arts Commission. The Commission has decided to close this case with this warning letter.

The FPPC has completed its investigation of the facts in this case. You were a member of the Los Alamitos Parks, Recreation and Cultural Arts Commission. As such, you had a duty to file campaign statements in connection with your campaign for public office. Specifically, the FPPC found that you failed to file SEIs for the 2009 and 2010 calendar years. The FPPC has determined to close this case with this warning letter, in part because you no longer hold the position with the Parks, Recreation and Cultural Arts Commission and do not have a prior enforcement history.

As a designated employee and Commissioner with the Los Alamitos Parks, Recreation and Cultural Arts Commission, you were required to file a 2009 annual statement of economic interests, by the April 1, 2010, due date, and a combined 2010 annual and leaving office statement of economic interests, by the April 1, 2011, due date, pursuant to Section 87300 of the Government Code. By failing to file these statements of economic interest, you violated the Act.

This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

You must immediately file the delinquent SEIs with the Los Alamitos City Clerk's office.

A warning letter is an FPPC case resolution without administrative prosecution or fine. However, the warning letter resolution does not provide you with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Fair Political Practices Commission. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a warning, please notify us within ten (10) days from the date of this letter. Upon this notification, the FPPC will rescind this warning letter and proceed with administrative prosecution of this case. If we do not receive such notification, this warning letter will be posted on the FPPC's website ten (10) days from the date of this letter.

Please feel free to contact me with any questions you may have regarding this letter.

Sincerely,

REDACTED

Zachary W. Norton
Commission Counsel
Enforcement Division